



ATTORNEY'S DOCKET NUMBER: 2003946-0080 (FP04-0096-00US-XX)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yamamoto, *et al.*
Serial No.: 10/797,903
Filed: March 10, 2004
For: C-KIT KINASE INHIBITOR

Examiner: To be assigned
Group Art Unit: 3612

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION
(37 CFR § 3.73(b))

The inventors of the above-referenced United States patent application have assigned their entire right, title, and interest in the inventions disclosed therein according to the following table:

Inventor	Assignee
Yuji YAMAMOTO	EISAI CO., LTD.
Tatsuo WATANABE	EISAI CO., LTD.
Masayuki OKADA	EISAI CO., LTD.
Akihiko TSURUOKA	EISAI CO., LTD.

Thus, the Assignee of the inventors' entire right, title, and interest is:

EISAI CO., LTD.

According to 37 CFR § 3.73(b), the Assignee is entitled to take action relating to the application in the Patent and Trademark Office if the Assignee establishes ownership to the satisfaction of the Commissioner.

Ownership by the assignee is established as follows:

_____ documents already recorded in the PTO on _____.

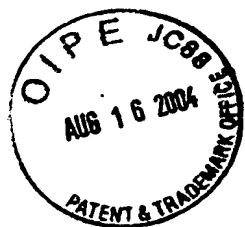
Reel _____ Frame _____; and

X documents separately submitted for recordal to the PTO (a copy of these documents is attached).

STATEMENT

I, person(s) authorized to sign on behalf of the Assignee, have reviewed the evidentiary documents referred to above and certify that, to the best of my knowledge and belief, title is mine/ours as Assignee who seeks to take further action.

Name/Title	Assignee	Date
Signature: <u>Hiroshi Yoshino</u> Name: <u>HIROSHI YOSHINO</u> Title: <u>Director Intellectual Property Department</u>	EISAI CO., LTD., 6-10, Koishikawa 4-Chome, Bunkyo-ku, Tokyo 112-8088, Japan	July 26 2004



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Sir:

APPOINTMENT OF ATTORNEY

The undersigned hereby appoints:

The attorneys/agents associated with Customer No. 24280 as its attorneys and agents for prosecution of matters relating to the above-identified patent application and to conduct all business in the United States Patent and Trademark Office.

All correspondence should be sent to:

Patent Department
CHOATE, HALL & STEWART
Exchange Place
53 State Street,
Boston, MA 02109

Respectfully submitted,

Hiroshi Yoshino

Name: Hiroshi YOSHINO
Director Intellectual Property
Title: Department

Dated: July 26, 2004

On behalf of: EISAI CO., LTD.

ASSIGNMENT

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, each of the undersigned **Yuji YAMAMOTO**, of Tsukuba-shi, Japan; **Tatsuo WATANABE** of Inzai-shi, Japan; **Masayuki OKADA** of Tsukuba-shi, Japan, and **Akihiko TSURUOKA** of Tsukuba-shi, Japan, hereby

Sells, assigns and transfers to **Eisai Co., Ltd.**, having a place of business at **6-10, Koishikawa 4-Chome, Bunkyo-ku, Tokyo 112-8088, Japan**, its successors, assigns and legal representatives, all hereinafter referred to as the ASSIGNEE, his/her entire right, title and interest for the United States and all foreign countries; in and to any and all inventions which are disclosed in the provisional application for United States Letters Patent entitled "**c-Kit kinase inhibitor**" filed **March 10, 2004** having U.S. Serial No. **10/797,903**, in and to said application and all divisional, continuing, substitute, renewal, reissue, reexamination or other application for Letters Patent which has been or shall be filed in the United States or any foreign country on any of said inventions, and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Agrees that said ASSIGNEE may apply for and receive Letters Patent for said inventions in its own name and when requested, without charge to but at the expense of said ASSIGNEE, agrees to carry out in good faith the intent and purpose of this Assignment by executing all divisional, continuing, substitute, renewal, reissue, reexamination and all other patent applications on any and all said inventions; by executing all rightful oaths, assignments, powers of attorney and other papers; by communicating to said ASSIGNEE all facts known to him/her relating to said inventions and the history thereof, and generally by doing everything possible which said ASSIGNEE shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said ASSIGNEE.

Hereby requests the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

Covenants with said ASSIGNEE that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by him/her, and that full right to convey the same as herein expressed is possessed by him/her.

IN WITNESS WHEREOF, I hereto set my hand and seal at Ibaraki,

Japan this 6 day of July, 2004.

Yuji Yamamoto
Name: **Yuji YAMAMOTO**

Witness:

Kento Kanto

Name:

Date:

July 7, 2004

Witness:

Manabu Utsuya

Name:

Date:

July 7, 2004

IN WITNESS WHEREOF, I hereto set my hand and seal at Chiba,

Japan this 6 day of July, 2004.

Tatsuo Watanabe
Name: **Tatsuo WATANABE**

Witness:

Kazuo Okano

Name: **Kazuo OKANO**

Date:

July 7, 2004

Witness:

Makoto Kamokari

Name: **Makoto KAMOKARI**

Date:

July 7, 2004

IN WITNESS WHEREOF, I hereto set my hand and seal at IBARAKI JAPAN,

_____ this 7 day of July, 2004

Masayuki Okada

Name: Masayuki OKADA

Witness:

Tsutomu Kawata

Name: Tsutomu KAWATA

Date:

July 7, 2004

Witness:

Manabu Matsunaga

Name: Manabu MATSUNAGA

Date:

July 7, 2004

IN WITNESS WHEREOF, I hereto set my hand and seal at Ibaraki,

Japan this 5 day of July, 2004

Akihiko Tsuruoka

Name: Akihiko TSURUOKA

Witness:

Tsutomu Kawata

Name: Tsutomu KAWATA

Date:

July 7, 2004

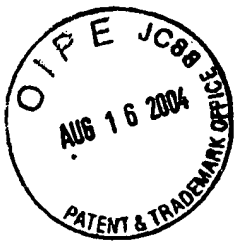
Witness:

Manabu Matsunaga

Name: Manabu MATSUNAGA

Date:

July 7, 2004



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
<u>August 12</u> Date	<u>Kathy Hest</u> Signature
<u>Kathy Hest</u> Typed or Printed Name of person signing certificate	

Sir:

APPOINTMENT OF ASSOCIATE ATTORNEY/AGENT 37 CFR 1.34(b)

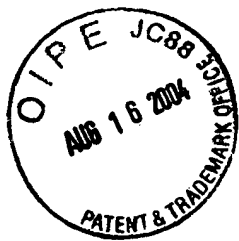
For the above-referenced U.S. patent application, please recognize Charles Lyon, Limited Recognition under 37 C.F.R. § 10.9(b) as associate attorney/agent with full power to prosecute this application, to make alterations and amendments therein, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Respectfully submitted,

Dated: 8/11/04

Brenda Herschbach Jarrell, Ph.D.
Reg. No. 39,223

PATENT DEPARTMENT
CHOATE, HALL & STEWART
Exchange Place
53 State Street
Boston, MA 02109
Tel: (617) 248-5000
Fax: (617) 248-4000




**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATES PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Charles Lyon is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of the Choate, Hall & Stewart law firm to prepare and prosecute patent applications wherein the patent applicant is the client of the Choate, Hall & Stewart law firm, and the attorney or agent of record in the applications is a registered practitioner who is a member of the Choate, Hall & Stewart law firm. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Charles Lyon ceases to lawfully reside in the United States, (ii) Charles Lyon's employment with the Choate, Hall & Stewart law firm ceases or is terminated, or (iii) Charles Lyon ceases to remain or reside in the United States on an H1B visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the United States Patent and Trademark Office.

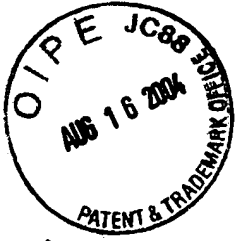
Expires: December 1, 2004



Harry I. Meatz
Director of Enrollment and Discipline

Date Filed: August 12, 2004

The Patent and Trademark Office stamping sets forth the filing and receipt date of the documents listed below for patent application identified as follows:



Applicant:	Yamamoto, et al.	Examiner:	To be assigned
U.S. Serial No.:	10/797,903	Art Unit:	3612
Filing Date:	March 10, 2004		
Title:	C-KIT KINASE INHIBITOR		

1. Transmittal (1 page);
2. Establishing Right of Assignee to Take Action (2 pages)
with copy of Assignment (3 pages);
3. Appointment of Attorney (1 page);
4. Appointment of Associate Attorney (1 page);
5. Statement of Limited Recognition Under 37 CFR § 10.9(b) (1 page); and
6. This Return Postcard.

Attorney: CEL/BHJ

Case No. 2003946-0080

3731685_1.DOC